

TITLE 16. Board of Psychology

NOTICE IS HEREBY GIVEN that the Board of Psychology (hereinafter "board") is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at the Hilton Los Angeles Airport Hotel, 5711 West Century Boulevard, Los Angeles, California, at 9:00 a.m., or as soon as practicable thereafter, on May 6, 2006. Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the board at its office not later than 5:00 p.m. on Wednesday, May 3, 2006 or must be received by the board at the hearing. The board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by Sections 2914 and 2930 of the Business and Professions Code, and to implement, interpret or make specific Section 2914 of said Code, the board is considering changes to Division 13.1 of Title 16 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Currently, existing section 1387(a)(2) allows applicants for licensure as a psychologist to accrue postdoctoral supervised professional experience (SPE) as follows:

- As a registered psychologist pursuant to section 2909(d) of the code and registration with the board prior to commencing work is required; or
- As an employee of an exempt setting pursuant to section 2910 of the code and registration with the board is not required; or
- As a psychological assistant pursuant to section 2913 of the code and registration with the board prior to commencing work is required; or
- Pursuant to a Department of Mental Health Waiver (5751.2 Welfare and Institutions Code) for which registration with the board is not required.

Pursuant to SB 229, Chapter 658, Statutes of 2005, this proposal would add the following acceptable postdoctoral supervised professional experience:

- In a formal postdoctoral internship overseen by the American Psychological Association (APA), the Association of Psychology Postdoctoral and Internship Centers (APPIC), or the California Psychology Internship Council (CAPIC) pursuant to section 2911 of the code and registration with the board is not required.

The definition of “formal internship” is being relocated under 1387(a)(1)(A) to be consistent with the predoctoral supervised professional experience.

Currently, section 1387(b)(9) states that *“SPE gained while the trainee is functioning under another mental health license or credential, shall not be credited toward meeting the requirements for the psychologist’s license.”* As it is currently written, this regulation disallows SPE hours accrued at a public school by a person working as a school psychologist since school psychologists are required by California law to have a pupil personnel services credential through the Commission on Teacher Credentialing. Therefore, this proposal would eliminate the words “or credential” in order to accept hours of SPE accrued at a public school by a person working as a school psychologist.

Currently, section 1390.3 states that a person meeting the requirements set forth in Business and Professions Code section 2909(d), may provide psychological services under supervision at a non-profit community agency that receives at least 25 percent of its funding from a governmental source for the purpose of training and providing services so long as that person registers with the board as a registered psychologist. Currently, the registration is valid for two years. This proposal would extend the registration to 30 months from the date of registration as amended in section 2909(d) of the Business and Professions Code pursuant to SB 229, Chapter 658, Statutes of 2005.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None

Nondiscretionary Costs/Savings to Local Agencies: None
Local Mandate: None

Cost to Any Local Agency or School District for Which Government Code Section 17561 Requires Reimbursement: None

Business Impact:

The board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

AND

The following studies/relevant data were relied upon in making the above determination:

Senate Bill 229, Chapter 685, Statutes of 2005
Impact on Jobs/New Businesses:

The board has determined that this regulatory proposal will not have any impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Cost Impact on Representative Private Person or Business:

The board is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: None

EFFECT ON SMALL BUSINESS

The board has determined that the proposed regulation would affect small businesses.

CONSIDERATION OF ALTERNATIVES

The board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

INITIAL STATEMENT OF REASONS AND INFORMATION

The board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the Board of Psychology at 1422 Howe Avenue, Suite 22, Sacramento, California 95825.

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below or by accessing the website listed below.

CONTACT PERSON

Any inquiries or comments concerning the proposed rulemaking action may be addressed to:

Name: Kathy Bradbury
Address: 1422 Howe Avenue, Suite 22
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The backup contact person is:

Name: Jeffrey Thomas
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Website Access: Materials regarding this proposal can be found at www.psychboard.ca.gov.